

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Falaki

Confirmation No. 4348

Serial No. 10/597,647

Filed August 2, 2006

For SYSTEM AND METHOD FOR NETWORK HANDOVER

Mail Stop PCT  
Commissioner for Patents  
Office of PCT Legal Administration  
PO Box 1450  
Alexandria, Virginia 22313-1450

RENEWED PETITION UNDER 37 C.F.R. 1.47(a)

Sir:

In the Decision on Petition mailed June 19, 2008, it was indicated that the applicant had satisfied the requirements of providing

- (1) the fee under 37 C.F.R. 1.17 (g)
- (3) a statement of the last known address of the missing inventor
- (4) an oath or declaration by each application (37 CFR 1.47(a)) on his or her own behalf and on behalf of the non-signing joint inventor.

The Decision on Petition mailed June 19, 2008 indicated that the applicant had

- (2) failed to demonstrate a *bona fide* attempt was made to present a copy of the application papers (specification, including claims, drawings, and oath or declaration) to the non-signing inventor for signature.

By this Renewed Petition under 37 C.F.R. 1.47(a), the applicant addresses the deficiency raised in the Decision on Petition rendered June 19, 2008.

Specifically, attached here to are copies of

- (A) A letter to the non-signing inventor, Veluppillai Manimohan, dated July 24, 2008, directed to the last known address of the non-signing inventor. The letter was accompanied by a copy of the patent application specification and drawings (item 1) and a declaration (item 2). The letter identified the application by serial number and references the PCT filing from which the application is

derived. In addition, a self addressed stamped envelope was provided for the convenience of the non-signing inventor, Veluppillai Manimohan. Further, the non-signing inventor was informed that signatures could also be provided by facsimile or e-mail.

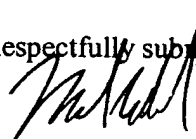
(B) A copy of a courier receipt which indicates that the non-signing inventor signed for receipt of the letter and its contents (the application, drawings, declaration and assignment) at 4:00 PM on July 24, 2008.

To date, Veluppillai Manimohan has not signed and returned the declaration for filing in the USPTO. Further, Velupplillai Manimohan has not signed and returned the assignment as his obligated to do under his employment agreement previously provided to the USPTO.

Based on the above, and in view of the attached documents, the undersigned hereby renews the petition under 37 C.F.R. 1.47(a) (originally filed as a petition under 37 C.F.R. 1.47(b)) to have examination proceed without an oath or declaration from a joint inventor for whom diligent efforts have been made to provide him with the opportunity to review the patent application, claims, and drawings, and to execute an oath or declaration, on the basis of a signing inventor, Hamad Falaki, on behalf of himself and the non-signing inventor, Veluppillai Manimohan (the declaration of Hamad Falaki is of record in the application by the filing made July 19, 2007).

A provisional petition is hereby made for any extension of time necessary for the continued pendency during the life of this application. Please charge any fees for such provisional petition and any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-2041.

Respectfully submitted,



Michael E. Whitham

Reg. No. 32,635

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Veluppillai Manimohan  
57 Elizabeth Gardens  
Isleworth  
Middlesex  
TW7 7BD

24<sup>th</sup> July 2008

Dear Mr. Manimohan

Enclosed are the following:

1) A copy of the patent application specification and drawings corresponding to U.S. Patent Application Serial No. 10/597,647 (this being a national stage application based on PCT/JP05/01988 filed in the U.S. Patent and Trademark Office on August 2, 2006).

2) A declaration and power of attorney document

This document identifies you as a joint inventor with Hamid Falaki. From our discussions with Hamid Falaki, it is our understanding that you are a joint inventor of at least one of the claims in the patent application. This document also indicates a duty of candor to the U.S. Patent and Trademark Office.

3) An assignment document

This document assigns your interest in the patent application to NEC Corporation as per your employment agreement at the time the invention was made.

4) A stamped addressed envelope

Please review the application, declaration, and assignment. If you concur that you are a joint inventor of the application please sign, date and return the declaration and assignment document using the enclosed stamped addressed envelope. Alternatively, please sign, date and return the declaration and assignment by facsimile to 01189 257191 or by sending a pdf by email to [jess.gardiner@necotech.co.uk](mailto:jess.gardiner@necotech.co.uk).

**Please provide the documents by August 4, 2008.**

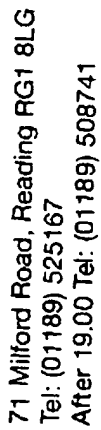
As noted in our letter of April 27, 2007, NEC will plan to proceed on this application without you providing the declaration and assignment documents should you not fulfil your obligations under your employment agreement. Further, it should be understood that NEC does not waive any claims it may have by proceeding in this manner. We look forward to receiving your completed papers by August 4, 2008.

Yours sincerely,



Jess Gardiner

Patent & Commercial Co-ordinator  
NEC Technologies UK Ltd.



**Name:**

**Date:**

[illegible]